

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:13-cv-00084-MR  
[CRIMINAL CASE NO. 1:01-cr-00048-MR-9]**

**TIMNAH RUDISILL,** )  
 )  
 **Petitioner,** )  
 )  
 **vs.** )  
 )  
 **UNITED STATES OF AMERICA,** )  
 )  
 **Respondent.** )  
 \_\_\_\_\_ )

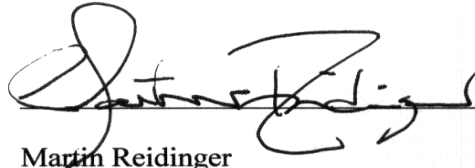
**ORDER**

**THIS MATTER** is before the Court on the Government's Motion to Hold Case in Abeyance [Doc. 5]. Petitioner's counsel consents to the Government's motion.

For the reasons stated in the Government's motion, and in light of Petitioner's consent thereto,

**IT IS, THEREFORE, ORDERED** that the Government's Motion [Doc. 5] is **GRANTED**, and this case shall be held in abeyance pending the Fourth Circuit's resolution of United States v. Surratt, No. 14-6851. The Government shall have forty-five (45) days from the issuance of the Fourth Circuit's mandate in Surratt within which to file its response to the Petitioner's motion to vacate.

**IT IS SO ORDERED.**

  
Martin Reidinger  
United States District Judge

